

**A RESOLUTION  
BY TRANSPORTATION COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AMENDMENT NO. 13 TO THE CENTRAL PASSENGER TERMINAL COMPLEX LEASE AGREEMENT WITH US AIRWAYS, INC. COVERING THE PERMANENT SURRENDER TO THE CITY OF ATLANTA OF EXCLUSIVE LEASED PREMISES LOCATED ON CONCOURSE "D" AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City owns and operates the Hartsfield-Jackson Atlanta International Airport ("Airport"), located in the Counties of Fulton and Clayton, Georgia, on which there exists certain terminal buildings and concourse buildings and related facilities for the use of airlines engaged in the transportation of persons and property by scheduled and unscheduled aircraft service, such buildings and facilities are referred to as the Central Passenger Terminal Complex ("CPTC"); and

**WHEREAS**, the City and US Airways, Inc. ("US Air"), are parties to an Agreement and Lease of Premises dated March 1, 1986, as heretofore amended covering the occupancy and use by the Airline of certain premises and facilities in the CPTC ("CPTC Lease"); and

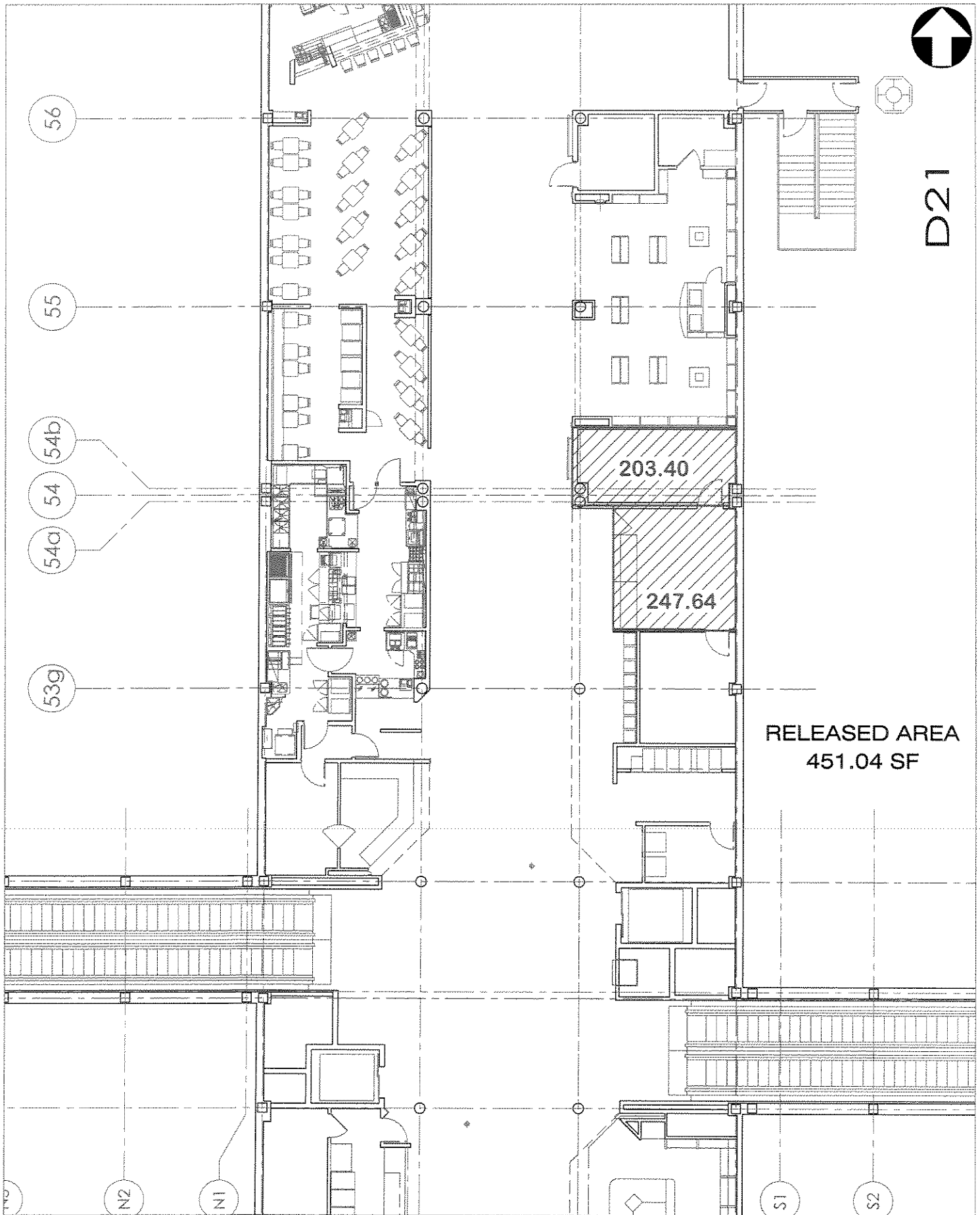
**WHEREAS**, the City desires the permanent surrender of a portion of certain US Air Exclusive Leased Premises located on Concourse "D" for the purposes of expanding the concessions program and enabling other airport expansion projects, and US Air is ready and willing to permanently surrender a portion of their Exclusive Leased Premises in connection with such project; and

**WHEREAS**, the City and US Air now desire to amend said CPTC Lease to DELETE approximately 451 square feet of Exclusive Leased Premises on the boarding level of Concourse D from US Air's Exclusive Leased Premises.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA**, that the Mayor or her designee be and hereby is authorized to execute on behalf of the City of Atlanta an Amendment No. 13 to the CPTC Lease under which US Air shall permanently surrender to the City the aforementioned premises, with a corresponding adjustment of rentals associated with the premises.

**BE IT FURTHER RESOLVED** that the City Attorney be and hereby is directed to prepare said Amendment No. 13 for execution by the Mayor.

**BE IT FINALLY RESOLVED** that said Amendment No. 13 shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until same has been signed by the Mayor and delivered to US Air Lines, Inc.



D21

RELEASED AREA  
451.04 SF

203.40

247.64

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:**

**Caption:**

**Council Meeting Date:**

**Requesting Dept.:**

**FAC Confirmed by:**

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The proposed Amendment would cover US Air's surrender of approximately 451 sf of space on the boarding level of Concourse D. The space includes a customer service counter that has not been used in quite some time and an adjacent office. The space will be used to provide additional, short term concessions in the area and eventually to provide to begin construction on the Concourse D Midpoint Expansion project.

**2. Please provide background information regarding this legislation.**

US Air Airways currently leases 9 gates on the north end of Concourse D. Included in their Exclusive Leased Premises are an information/ticket counter and an adjacent office just north of the midpoint of Concourse D that are infrequently used. The City has desired the return of these premises for quite some time to provide additional concessions in the area and most recently, to provide an office and meeting area for contractors mobilizing to begin the Concourse D Midpoint Expansion project. After working closely with US Air, they have agreed to surrender the premises to the City. It is anticipated that the space will be used on a temporary basis for concessions until the larger mid-point expansion project gets underway.

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

(b) **Source Selection:**

(c) **Bids/Proposals Due:**

(d) **Invitations Issued:**

- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

**4. Fund Account Center (Ex. Name and number):**

Fund: \_\_\_\_\_ Account: \_\_\_\_\_ Center: \_\_\_\_\_

**5. Source of Funds: *Example: Local Assistance Grant***

**6. Fiscal Impact: None**

***Example: This legislation will result in a reduction in the amount of \_\_\_\_\_ to Fund Account Center Number \_\_\_\_\_.***

**7. Method of Cost Recovery: Rental Fees**

***Examples:***

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.***
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.***

**This Legislative Request Form Was Prepared By: Bill Murphy**

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TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Anita Williams

Contact Number: 404-530-6600

Originating Department: Aviation

Committee(s) of Purview: Transportation

Chief of Staff Deadline: 1/27/09

Anticipated Committee Meeting Date(s): 2/11/09

Anticipated Full Council Date: 2/16/09

Commissioner Signature: 

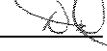
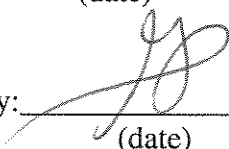
**CAPTION**

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AMENDMENT NO. 13 TO THE CENTRAL PASSENGER TERMINAL COMPLEX LEASE AGREEMENT WITH US AIRWAYS, INC. COVERING THE PERMANENT SURRENDER TO THE CITY OF ATLANTA OF EXCLUSIVE LEASED PREMISES LOCATED ON CONCOURSE "D" AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any)

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ (date) Received by LC from CPO: \_\_\_\_\_ (date)

Received by Mayor's Office: 1.26.09  (date) Reviewed by:  (date)

Submitted to Council: \_\_\_\_\_ (date)